



SJR 32 Subcommittee on Medical Liability Insurance

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58th Montana Legislature

SENATE MEMBERS

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GEORGE GOLIE--Chair
ROY BROWN
KATHLEEN GALVIN-HALCRO
DON ROBERTS

COMMITTEE STAFF

DAVE BOHYER, Research Analyst
JOHN MACMASTER, Staff Attorney
DAWN FIELD, Secretary

Tentative Agenda

SJR 32 SUBCOMMITTEE ON MEDICAL LIABILITY INSURANCE

Monday, November 17, 2003 8:00 a.m.

Mansfield Health Education Center at St. Vincent's Hospital, Billings

Monday, November 17

- 8:00 a.m. I. **Call meeting to order** -- Rep. George Golie, Chairman
- 8:01 II. **Introduction of Subcommittee members and staff and overview of today's meeting** -- Rep. Golie
- 8:05 III. **Public testimony**--Various individuals have been invited to provide information on and answer member questions regarding issues related to medical liability insurance. The individuals may provide testimony on site or via a teleconference hook-up (tele-site in **boldface**). Following the invitees testimony, the public at large will have an opportunity to provide information on and answer member questions about medical liability insurance.
- Video-Link
- A. **Libby:** Glenne Gunther, MD, St. John's Lutheran Hospital
- B. **Libby:** William Cuskelly, MD, St. John's Lutheran Hospital
- C. **Kalispell:** Keith Lara, MD, Chief of Staff, Kalispell Regional Medical Center
- D. **Miles City:** Jeff Gollaher, Holy Rosary Healthcare
- E. **Miles City:** Randall Rauh, MD, Holy Rosary Healthcare
- On Site
- F. Michelle Hood, St. Vincent Hospital & Healthcare
- G. Dr. John Oakley, Neurological Surgery, St. Vincent Hospital & Healthcare
- H. Dr. Joseph Erpelding, Orthopedic Surgery, St. Vincent Hospital & Healthcare
- I. Dr. Scott DeMars, Podiatry, St. Vincent Hospital & Healthcare
- J. Dr. Douglas Ezell, OB/GYN, St. Vincent Hospital & Healthcare
- K. Dr. John Cook, General/Vascular/Thoracic Surgery, St. Vincent Hospital & Healthcare
- L. Dr. Evan Buchan, Emergency Medicine, St. Vincent Hospital & Healthcare
- M. Dr. Keith Shultz, Anesthesiology, St. Vincent Hospital & Healthcare
- N. Dr. Mitch Gallagher, Radiology, St. Vincent Hospital & Healthcare
- O. Dr. Julie Hugelen, Family Practice, St. Vincent Hospital & Healthcare
- P. Dr. Neal Sorensen, Internal Medicine, St. Vincent Hospital & Healthcare
- Q. Dr. Michael Brown, Pathology, St. Vincent Hospital & Healthcare
- R. Mike Foster, St. Vincent Hospital & Healthcare
- Video-Link
- S. **Butte:** Dennis Salsbury, MD, St. James Healthcare
- T. **Butte:** James Kiser, CEO, St. James Healthcare
- U. **Butte:** Richard Gould, MD, St. James Healthcare
- V. **Havre:** Dave Henry, CEO, Northern Montana Healthcare
- On Site
- W. Larry Riley, Esq., Missoula, Utah Medical Insurance
- X. Public at large -- video witnesses first; then on-site witnesses

~10:30 **BREAK**

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RECONVENE at approximately 10:45 a.m.

10:45 IV. **Reports on the results of the respective surveys to be conducted by:**

- A. The Montana Hospital Association (Dick Brown, et al.)
- B. The Montana Medical Association (Pat Melby, Esq. and Brian Zins, Esq.)
- C. The American Insurance Association (Jacqueline Lenmark, Esq.)

Noon **LUNCH RECESS**

1:15 V. **An Overview of the Montana Medical Legal Panel**, Brian Zins, Executive Director, Montana Medical Legal Panel

1:45 VII. **Interstate Comparisons of Medical Liability Law, Liability Reforms, and Liability Insurance Options**, Dave Bohyer, LSD Research Director
SJR 32 directs the Subcommittee to review measures adopted by other states to address problems related to liability insurance for health care facilities and health care providers associated with health care facilities. This overview will contribute to accomplishing that directive.

2:45 VIII. **Other Stakeholders in Medical Malpractice Liability Insurance**
Anyone wishing to present relevant information to the Subcommittee is invited to comment at this time.

BREAK

3:15 IX. **Discussion and Direction of SJR 32 study** -- Subcommittee members and staff
Staff will compile and present each Subcommittee member's hypotheses regarding rising premium costs and declining availability of medical liability insurance in Montana. Subsequently, the Subcommittee members will discuss the hypotheses and select those that the members believe most merit additional research, analysis, and discussion.

BREAK

5:30 X. **Member issues**

5:45 XI. **Directions to staff**

6 p.m. XII. **Adjourn**

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